



DEPARTMENT OF THE ARMY
OFFICE OF THE DEPUTY CHIEF OF STAFF G-1
300 ARMY PENTAGON
WASHINGTON, DC 20310-0300

DAPE-HR-HF

28 FEB 2005

MEMORANDUM FOR Deputy Chief of Staff G-1, ATTN: DAPE-MPA, 300 Army Pentagon, Washington, DC 20310

SUBJECT: Convicted Sex Offender Policy

1. The policy at enclosure 1 directs the assignment of an administrative code to track convicted sex offenders in the Army. The following actions are directed to facilitate the implementation of this change:

a. Policy is approved for a priority change to Army Regulation (AR) 614-100, Officer Assignment Policies, Details, and Transfers, and AR 614-200, Enlisted Assignments and Utilization Management. The proponents for these regulations are directed to take the necessary actions to publish these changes.

b. Coordination between Human Resources Command (HRC) and the Office of the Provost Marshal General (OPMG) on implementing procedures that will effectively ensure the registration of sexually violent military offenders. Procedures must include the following at a minimum:

- (1) Who will furnish the names of convicted offenders to HRC...(Installation Provost Marshal; SJA; Battalion PAC)
- (2) Who will code the offenders in the system (SJA; HRC; BN PAC; PMG)
- (3) Procedures HRC will follow when a coded offender is reassigned/mobilized

2. The policy at enclosure 2 restricts assignment opportunities for convicted sex offenders. It is approved as a priority change to AR 611-1, Military Occupational Classification Structure Development and Implementation, and Department of the Army Pamphlet (DA Pam) 611-21, Military Occupational Classification and Structure. The proponents are directed to take the necessary action to publish this change.

3. The proponents of AR 600-8-4, Officer Transfers and Discharges, and AR 635-200, Active Duty Enlisted Administrative Separations, are hereby directed to update these regulations to include provisions for an administrative separation for Officers and Soldiers who are convicted of sexually violent offenses listed in chapter 24 of AR 27-10, Military Justice, by military courts martial and are not subsequently discharged.

4. The proponents of ARs 601-100, Appointment of Commissioned and Warrant Officers in the Regular Army, and 601-210, Regular Army and Army Reserve Enlistment Program, are hereby directed to update these regulations to include sexually violent

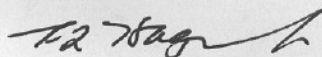
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offenses listed in chapter 24 of AR 27-10, as non-waiverable accessions and enlistment criteria for entry into the Army and non-waiver separations and discharges if a Soldier is attempting reentry into military service.

5. POC for this information is MAJ Carla Reed at (703) 696-5453 or email at carla.reed@hqda.army.mil

Encl
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Deputy Chief of Staff, G-1

CF:
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Chapter XX

Registration of Sexually Violent Military Offenders

XX-1. General

The provisions of section 14071, title 42, of the U.S. Code, Department of Defense Instruction (DoDI) 1325.7, and Chapter 24, Army Regulation (AR) 27-10, Military Justice, require registration of military sexual offenders with the Installation Provost Marshal and State sex offender registration officials. The Department of the Army assignment management system must support the Soldier in meeting this requirement and comply with implementing this policy. An Assignment Consideration Code will be assigned to Soldiers who have qualifying courts-martial or civilian court convictions that require them to register.

XX-2. Covered offenses. Sexually violent offenses listed in chapter 24 of AR 27-10 require a code to identify convicted Soldiers and their registration as a sex offender.

XX-3. Documentation in Support of Registration Requirements

a. Upon a permanent change of station (PCS), convicted offenders are required to report to the Installation Provost Marshal Office. As part of in-and-out-processing, appropriate notification must be provided to the Soldiers to ensure registration requirement. The notification may be made through personnel or legal channels or the chain of command.

b. The Installation Provost Marshal will provide the Soldiers with the "state registration" document that will register them on the installation where they are assigned. Soldiers must also report to the local or state police law enforcement agency to determine and comply with state registration requirements. Military sexual offenders are subject to registration requirements as a sex offender in any State or U.S. territory in which they reside, are employed, carry on a vocation, or are a student.

c. Military sexual offenders will provide the Installation Provost Marshal, State sexual offender registration officials, and chief local law enforcement officer of the jurisdiction in which they reside written notice of the date of their arrival in their jurisdictions, the sexual offense(s) of which convicted, and their requirement to register as a sex offender. Every address change must be reported in the manner provided by State law to the Provost Marshal within 5 calendar days before or after reporting to a new duty assignment or a change in their address. Offenders who fail to register or change or update such registration as required under a State sex offender registration program may be subject to criminal prosecution under State law and under the UCMJ Article 92 for failure to comply.

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Chapter XX

Classification and utilization restrictions for Soldiers convicted of sexually violent offenses.

XX-1. General

Sexual assault is a criminal offense that has no place in the Army. It degrades mission readiness by devastating the Army's ability to work effectively as a team. Soldiers convicted by special or general courts-martial of offenses listed in chapter 24 of Army Regulation, 27-10, Military Justice, or otherwise required to register as a sexual offender under chapter 24 of AR 27-10, will not be utilized or classified in any of the branches and career management fields listed in table xx. Convicted Soldiers currently classified in subject branches and career fields will be immediately reclassified.

CLASSIFICATION	BRANCH/FA/ MOS/CMF	TITLE/SI/SQI
OFFICER BRANCHES, FUNCTIONAL AREAS & SKILL IDENTIFIERS	27	Judge Advocate General
	31	Military Police
	43	Equal Opportunity Advisor (SI-5T)
	46	Public Affairs
	47	USMA stabilized faculty
	56	Chaplain
	60, 61, 62	Medical Corps
	63	Dental Corps
	65	Army Medical Specialist Corps
	66	Army Nurse Corps
	67	Medical Service Corps
	72	Preventive Medicine Sciences
	73	Behavioral Sciences
	Immaterial	ROTC instructor/PMS/Asst PMS (SI-5K)
	Immaterial	Recruiting Officer (SI-4T)
	Immaterial	Initial Entry Training Units
	Immaterial	Inspector General (SI-5N)
WARRANT MOSs	270A	Legal Administrator
	311A	CID Special Agent
	670A	Health Services Maintenance
ENLISTED CMFs & SQIs	27	Paralegal
	31	Military Police
	46	Public Affairs
	56	Religious Support
	68	Medical
	79	Recruitment & Reenlistment
	Immaterial	Inspector General NCO (SQI-B)
	Immaterial	Equal Opportunity Advisor (SQI-Q)
	Immaterial	Initial Entry Training Units
	Immaterial	Drill Sergeant (SQI-X)